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Attorney for Defendant

**IN THE UNITED STATES DISTRICT COURT  
IN AND FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA

vs.

ROBERT WENDELL LANDIS

CRIMINAL NO. 14-379

HONORABLE STEWART  
DALZELL

**DEFENSE MOTION TO SUPPRESS**

Defendant, Robert Wendell Landis, by and through his undersigned counsel, respectfully moves this Honorable Court to suppress any and all physical evidence, audio recordings, video, and any other evidence pertaining to his case. And in support therefore avers;

1. A search warrant was applied for on November 29, 2012 to access Defendant's Facebook records. The warrant contained material misrepresentations and omissions of fact. The warrant also lacked probable cause.

2. A search warrant was applied for on February 21, 2013 to access Defendant's Yahoo records. The warrant contained material misrepresentations and omissions of fact. The warrant also lacked probable cause.
3. Any evidence obtained as a result of the aforementioned defective search warrant is tainted.
4. Defendant moves to suppress any evidence obtained as a result of information gained in the aforementioned warrants as fruit of the poisonous tree.
5. The evidence was obtained in violation of the Fourth and Sixth Amendments of the United States Constitution.

**DATED** this 20<sup>th</sup> day of March, 2015.

**THE HUGHES FIRM, LLC**

/s/

By \_\_\_\_\_

Evan T.L. Hughes, Esq.  
Attorney for Defendant

VERIFICATION

I, Evan T.L. Hughes, hereby verify that the forgoing statements are accurate and made subject to the penalties of perjury.

/s/

By \_\_\_\_\_

Evan T.L. Hughes, Esq.

CERTIFICATE OF SERVICE

I, hereby certify, that on this date a true and correct copy of this Motion was served upon the United States via electronic notice.

/s/

By \_\_\_\_\_

Evan T.L. Hughes, Esq.